

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, JUNE 24, 2003
COUNTY COMMISSIONERS CHAMBERS, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, June 17, 2003. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.ci.lincoln.ne.us>)

- 2) **SPECIAL PRESENTATIONS:**
 - A. Presentation of the Volunteer of the Month Award to Sarah Stattow and Zach Peterson for their services with Parks and Recreation.

 - B. Presentation of the Commissioners Award of Excellence for June, 2003 to Tara Schnakenberg, Correctional Officer, with the Lancaster County Corrections Department.

- 3) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments shall be limited to items on the agenda.

- 4) **CLAIMS FOR REVIEW:**
 - A. Payment Voucher 805-0479, dated June 13, 2003 - Nebraska Health and Human services has requested payment, totaling \$12,364, for acute intake/evaluation.

- 5) **CLAIMS:** Approval of all claims processed through Tuesday, June 24, 2003.

IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.

6) **OLD BUSINESS:**

- A. An amendment to an agreement with the State of Nebraska, Department of Health and Human Services for Comprehensive Community Mental Health Services for children and their families. The original agreement is under County Contract 99-2527 and two subsequent amendments under County Contracts C-00-106 and C-01-0020. The term of the agreement shall be amended to be from August 1, 1999 through August 31, 2003. The compensation shall be amended to increase to \$6,072,900 instead of \$5,178,562. (C-03-0307)

7) **NEW BUSINESS:**

- A. An interlocal agreement with the State of Nebraska Probation Administration for electronic monitoring of up to 28 juveniles and two probation officers to supervise juveniles who are ordered by the Separate Juvenile Court of Lancaster County to pre-adjudication or predisposition monitoring during home detention. The term of the agreement is from July 1, 2003 to June 30, 2004. The County shall pay up to \$110,211 for the services. The County is also responsible for replacing lost or stolen monitors or transmitters. (C-03-0317)
- B. An interlocal agreement with the State of Nebraska Probation Administration to facilitate the administration of the Drug Treatment Court for the District Court of Lancaster County through the provision of a Drug Treatment Court Coordinator, two Drug Treatment Court Probation Officers, a part-time Drug Technician and a Case Manager. The term of the agreement is from July 1, 2003 to June 30, 2004. The County shall pay up to \$158,939 for the services. (C-03-0318)
- C. An interlocal agreement with the State of Nebraska Probation Administration for management of the Lancaster County Juvenile Drug Court through the provision of a Drug Court Coordinator, Drug Court Officer and electronic monitoring services. The term of the agreement is from July 1, 2003 to June 30, 2004. The County shall pay up to \$102,045. (C-03-0319)
- D. An application for a Special Designated License from Ken's Liquor, Inc. to hold a wedding reception on Saturday, August 2, 2003 from 3 p.m. to 1 a.m. at Grandpa John's, located at 4801 Northwest Highway 34, Lincoln, Lancaster County, Nebraska.
- E. An application for a Special Designated License from Ken's Liquor, Inc. to hold a wedding reception on Saturday, August 23, 2003 from 3 p.m. to 1 a.m. at Country Pines, located at 6305 West Adams Street, Lincoln, Lancaster County, Nebraska.

7) **NEW BUSINESS CONTINUED:**

- F. An agreement with Nebraska Legal Services, Inc. for legal representation of indigent parents and juveniles in Juvenile Court proceedings in Lancaster County that are initiated pursuant to Neb. Rev. Stat. §43-247(1), (2), (3)(a) and B, (4), (5), (6) and (8). The County shall pay \$256,000 per year for the services. The term of the agreement is from July 1, 2003 to June 30, 2005. (C-03-0308)
- G. An agreement with Lincoln Psychological Services, P.C. for a qualified, Board certified psychologist for mental health services at the Mental Health Center for citizens of Lancaster County. The term of the agreement is from July 1, 2003 to June 30, 2004. The County shall pay \$65 per hour for up to 45 hours per week. (C-03-0311)
- H. An agreement with Lisa Young for nurse practitioner services at the Community Mental Health Center to assist with psychiatric services to citizens of Lancaster County. The County shall pay \$50 per hour for up to 12 hours per week. The term of the agreement is from July 1, 2003 through June 30, 2004. (C-03-0312)
- I. An agreement with Mary L. Paine, Ph.D. for services as psychologist to the Community Mental Health Center to assist with mental health services to citizens of Lancaster County. The County shall pay \$65 per hour for up to 40 hours per week. The term of the agreement is from July 1, 2003 through June 30, 2004. (C-03-0313)
- J. An agreement with Susan Ugai for legal representation to indigent parties where they face contempt of court proceedings for failure to pay child support and in civil actions to establish paternity and determine child and medical support under Neb. Rev. Stat. §43-512.03 in the District Court of Lancaster County, Nebraska and before the child support referee. The term of the agreement is from July 1, 2003 to June 30, 2006. The County shall pay \$67,200 per year for the services. (C-03-0314)
- K. A sub-grant award agreement with Nebraska Emergency Management Agency (NEMA) to develop a County strategy for Homeland Security. The grant amount is \$45,283.20. The period of performance is June 13, 2003 to September 1, 2003. (C-03-0316)

7) **NEW BUSINESS CONTINUED:**

- L. An agreement with Sandy Ramsey for the development of a Lancaster County Homeland Security Strategy in Lancaster County. The County shall pay \$45,283.20 for the services. The term of the agreement shall be from June 20, 2003 to September 1, 2003. (C-03-0315)
- M. An interlocal agreement with the Village of Hallam for one Sheriff's deputy to provide law enforcement services within the corporate limits of the Village of Hallam. The term of the agreement is from May 1, 2003 to April 30, 2004 and shall be automatically renewed for a subsequent one year term unless otherwise terminated. The County shall be reimbursed at the overtime rate of pay for the deputy assigned to duty. The County shall also be paid 36 cents per mile for the Sheriff's vehicle used in the provision of these services. (C-03-0320)
- N. An interlocal agreement with the City of Waverly for two Sheriff's deputies to provide law enforcement services within the corporate limits of the City of Waverly. The term of the agreement is from July 1, 2003 to June 30, 2004 and shall be automatically renewed for a subsequent one year term unless otherwise terminated. The County shall be reimbursed up to \$115,807.64. (C-03-0321)
- O. An agreement with the Lincoln Chamber of Commerce for the establishment and maintenance of the Convention Visitors Bureau. The term of the agreement is from July 1, 2003 to June 30, 2008. The Lincoln Chamber of Commerce shall develop and submit an operating budget of the Convention Visitors Bureau by May 15th of each year of the contract for approval by the County Board. The County Board shall then fund the budget pursuant to statute. (C-03-0329)
- P. A grant contract with Active Community Treatments, Inc. for developmental disability services for residents of Lancaster County pursuant to statute. The term of the agreement is from July 1, 2003 to June 30, 2004. The County shall appropriate funds in an amount equal to the annual county per capita contribution required by Region V for disability services. The County shall pay a percentage of this amount to the Grantee which meets the percentage of services provided by Grantee in comparison to all providers for disability services in Lancaster County. (C-03-0330)

7) **NEW BUSINESS CONTINUED:**

Q. A resolution in the matter of authorizing the following traffic signs in Lancaster County, Nebraska: (R-03-0047)

- ▶ Install a "Stop Ahead" sign on North 162nd Street for northbound traffic in advance of the existing "Stop" sign at the intersection of Fletcher Avenue
- ▶ Install "Stop" signs for northbound and southbound traffic at the Burlington Northern Santa Fe railroad crossing located on Southwest 56th Street south of West Pioneers Boulevard

R. Appointment of Renee Dozier as the Assistant Juvenile Mental Health Administrator (Deputy Director) for the Office of Juvenile Mental Health and approval of job description effective July 1, 2003. Salary shall be set at \$62,000 effective July 1, 2003.

8) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Receive and Place on File:

1. County Assessor/Register of Deeds Monthly Report for May, 2003.
2. Noxious Weed Control Authority's Monthly Report for May, 2003.
3. Noxious Weed Control Authority's Monthly Report for May, 2003 for the Combined Weed Program with the City of Lincoln.
4. Sheriff's Report of Fees for May, 2003.
5. Lincoln City Libraries Director's Report for May, 2003.
6. Letter from American Property Locators, Inc. regarding the recovery of unclaimed funds.

B. Setting of a public hearing for Tuesday, July 8, 2003 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding County Board of Zoning Appeals, Appeal 113, requested by Simon G. Rezac, for a variance of the rear yard setback from 100 feet to 22 feet on property generally located east of Northwest 126th Street approximately one-half mile north of West Holdrege Street in Lancaster County, Nebraska.

8) CONSENT ITEMS CONTINUED:

C. Setting of a joint City Council/Board of Commissioners public hearing for Thursday, July 10, 2003, at 5:30 p.m. in the City Council/County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding the following:

- ▶ **Comprehensive Plan Amendment 03001**, by the Director of Planning, at the request of the Public Works and Utilities Department, the Parks and Recreation Department and the Pedestrian-Bicycle Advisory Committee, to update the Bicycle and Trails element of the 2025 Lincoln/Lancaster County Comprehensive Plan.
- ▶ **Comprehensive Plan Amendment 03002**, by the Director of Planning, at the request of the Public Works and Utilities Department, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan to adopt the 2003 Lincoln Water System Facilities Master Plan.
- ▶ **Comprehensive Plan Amendment 03003**, by the Director of Planning, at the request of the Public Works and Utilities Department, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan to adopt the 2003 Lincoln Wastewater Facilities Plan.
- ▶ **Comprehensive Plan Amendment 03006**, by the Director of Planning at the request of the Public Works and Utilities Department and the Technical Committee of the MPO, to amend the Mobility and Transportation section of the 2025 Lincoln/Lancaster County Comprehensive Plan to update the Existing and Future Streets and Highways Functional Classification maps.
- ▶ **Comprehensive Plan Amendment 03010**, by the Director of Planning at the request of Hampton Development Services, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan to change from Urban Residential to Commercial and to make minor modifications to the boundary between Commercial and Urban Residential uses north of Interstate 80 between North 14th and North 27th Streets.
- ▶ **Comprehensive Plan Amendment 03011**, by the Director of Planning at the request of Kent Seacrest, on behalf of Meginnis Farm Joint Venture, Ridge Development Company, and Southview, Inc., to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, to revise the Community Center commercial designation to designate specifically the northwest and northeast corners of 98th and O Streets as a Community Center; to revise the light industrial designation for a future "employment center" to specifically designate an area northwest of 98th and O Streets as Industrial; and to specifically designate Commercial and Industrial uses at 98th and O Streets.

8) **CONSENT ITEMS CONTINUED:**

- ▶ **Comprehensive Plan Amendment 03012**, by the Director of Planning, at the request of Tom Huston, on behalf of the University of Nebraska - Omaha (UNO) Properties, Inc. and Apple's Way LLC, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan to change approximately 60 acres from Urban Residential to Commercial at South 66th Street and Highway 2.
- ▶ **Comprehensive Plan Amendment 03013**, by the Director of Planning, at the request of Mary Jo Livingston, for Livingston Investments, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, to change from Urban Residential to Commercial on approximately seven acres on the north side of Highway 2 between the Pine Lake Neighborhood and Berean Church; and to change the use of commercial property on the south side of Highway 2 at Pine Lake Road, currently zoned O-3 Office District, from office to retail in the approved Southeast Lincoln/Highway 2 Subarea Plan.
- ▶ **Comprehensive Plan Amendment 03014**, by the Director of Planning, at the request of Kent Seacrest, on behalf of Ridge Development Company and Southview, Inc., to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, to move the Community Center commercial designation from South 40th Street and Yankee Hill Road to South 27th Street and Yankee Hill Road; move the Neighborhood Center designation from South 27th Street and Yankee Hill Road to South 40th Street and Yankee Hill Road; and change the land use plan to designate property to the northwest of South 27th Street and Yankee Hill Road as commercial.
- ▶ **Comprehensive Plan Amendment 03015**, by the Director of Planning, at the request of J. Michael Rierden, on behalf of Lincoln Federal Savings Bank, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, to move the Community Center commercial designation from one-half mile south of South 40th Street and Yankee Hill Road to South 27th Street and Yankee Hill Road; to move the Neighborhood Center designation from South 27th Street and Yankee Hill Road to one-half mile south of Yankee Hill Road and west of South 40th Street; and add industrial use one-half mile south of Yankee Hill Road on the west side of South 40th Street for future "employment center".
- ▶ **Comprehensive Plan Amendment 03017**, by the Director of Planning, at the request of Jim Burden, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, to include a presentation of a universal transportation service known as Personal Rapid Transit or PRT.
- ▶ **Comprehensive Plan Amendment 03018**, by the Director of Planning, at the request of Andermatt, LLC and Eiger Corporation, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, to change approximately 44 acres of land from Urban Residential to Commercial, north of Highway 2 and east of South 91st Street, in the Land Use Plan and the Southeast Lincoln/Highway 2 Subarea Plan; and amend text accordingly.

8) **CONSENT ITEMS CONTINUED:**

▶ **Comprehensive Plan Amendment 03019**, by the Director of Planning, at the request of Kent Seacrest, on behalf of Ridge Development Company and Southview, Inc. to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, to revise the Community Center commercial designation to designate specifically the northwest corners of Homestead Expressway and West Denton Road as a Community Center; revise the light industrial designation for a future "employment center" to specifically designate an area northwest of Homestead Expressway and West Denton Road as Industrial; and specifically designate commercial and industrial uses in the Land Use Plan at Homestead Expressway and West Denton Road.

▶ **Comprehensive Plan Amendment 03020**, by the Director of Planning, at the request of Mark Hunzeker, on behalf of John Sampson and David McEwen, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan to designate a "Community" sized commercial center at approximately South 40th Street between Rokeby Road and Yankee Hill Road.

- D. A request from Felicia Horton, an employee with Lancaster Manor, to voluntarily participate in the Lancaster County Retirement Plan, having met the requirements.
- E. A resolution in the matter of County Special Permit 202, requested by Candice L. Edwards, to locate a temporary mobile home as a second residence for health reasons, on property generally located at Southwest 84th Street and West Pioneers Boulevard in Lancaster County, Nebraska. (R-03-0048)
- F. A leasehold contract relating to culvert construction between the Lancaster County Engineering Department and Ricky J. Schmutte, in the amount of \$10, just south of South 110th Street and Martell Road. (C-03-0322)
- G. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following individuals:
- ▶ Jesse L. and Laura A. Polivka, in the amount of \$400, at 8100 North 1st Street; Project C55-F-404(1). (C-03-0323)
 - ▶ Donald E. and Doris J. Paulsen, in the amount of \$79.30, on South 110th Street south of Martell Road; Project C.P.R-125. (C-03-0324)
 - ▶ David E. and Roseletta V. Barry, in the amount of \$249, on West Ashland Road east of Northwest 56th Street; Project C.P.C-54. (C-03-0325)
 - ▶ Donald J. and Beth A. Novotny on Northwest 126th Street south of West Little Salt Road; Project C.P.D-248. This is a donation. (C-03-0326)
 - ▶ James P. Mara on Little Salt Road east of North 27th Street; C.P.B-124. This is a donation. (C-03-0327)
 - ▶ Richard C. and Dolores L. Kreiner on North 27th Street south of Bluff Road; Project C.P.G-245. This is a donation. (C-03-0328)

9) **EMERGENCY ITEMS AND OTHER BUSINESS:**

10) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, June 26, 2003 beginning at 8:15 a.m. in Conference Room 113 on the first floor of the County-City Building.
- B. Public hearings will be held on Tuesday, July 1, 2003 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding the following:
1. County Special Permit 198, Wyndam Place Community Unit Plan, requested by Brian D. Carstens and Associates on behalf of Bernie and Connie Heier, consisting of 16 residential acreage lots, on property generally located at North 176th Street and Holdrege Street in Lancaster County, Nebraska.
 2. County Preliminary Plat 03000, Wyndam Place, requested by Brian D. Carstens and Associates on behalf of Bernie and Connie Heier, consisting of 16 residential acreage lots, on property generally located at North 176th Street and Holdrege Street in Lancaster County, Nebraska
- C. The Lancaster County Board of Commissioners have scheduled budget meetings to be held in Conference Room 113 located on the first floor of the County-City Building at 555 South 10th Street, Lincoln, Nebraska:

Other Budget Meetings Will be Scheduled on a Staff Meeting Agenda:

Thursday, June 26, 2003 - 8:30 a.m.: Working Session, County-City Building, Room 113

Tuesday, July 8, 2003 - 4:00 p.m.: Common Budget Meeting, County-City Building, Room 112 (tentative date/time from City)

Thursday, July 10, 2003 - 8:30 a.m.: Working Session; County-City Building, Room 113

Tuesday, July 15, 2003 - 8:00 a.m. to 1:00 p.m.: Final Working Session on Board Proposed Budget; County-City Building, Room 113

10) **ANNOUNCEMENTS CONTINUED:**

Thursday, July 17, 2003 - 1:30 p.m. to 4:30 p.m.: Final Working Session on Board Proposed Budget; County-City Building, Room 113

Tuesday, August 12, 2003 - 7:00 p.m.: Public Hearing on County Budget; County City Building, County Commissioners Hearing Room - Room 112

Thursday, August 14, 2003 - 10:00 a.m. to 11:30 a.m.: Review of Agricultural Society Budget and Rural Fire District Budgets; County-City Building, Room 113

Tuesday, August 26, 2003 - 1:30 p.m.: Adopt County Budget; County-City Building, Commissioners Hearing Room - Room 112

- D. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at www.ci.lincoln.ne.us. Click on 5 City-TV Video On Demand.

11) **PENDING:**

- A. Comprehensive Plan Amendment Number 02001.A, requested by the Realty Trust Group, to amend the 2025 Lincoln-Lancaster County Comprehensive Plan to change the designation from Agriculture to Urban Residential and Commercial uses, on property generally located at the northeast corner of 84th and Van Dorn Streets.
- B. Comprehensive Plan Amendment Number 02001.B, requested by the Realty Trust Group, to amend the 2025 Lincoln-Lancaster County Comprehensive Plan to change the designation from Agriculture to Urban Residential and Commercial uses, on property generally located at the southeast corner of 84th and South Streets.

12) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners Agenda and Minutes may be accessed on the Internet at: <http://www.ci.lincoln.ne.us> on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, JUNE 24, 2003
COUNTY COMMISSIONERS CHAMBERS, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, June 17, 2003. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

- 2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments shall be limited to items on the agenda.

- 3) **ADDITIONS AND DEDUCTIONS TO THE TAX ASSESSMENT ROLLS:**

Approval of 14 additions and deductions to the tax assessment rolls per Exhibit A.

- 4) **MOTOR VEHICLE TAX EXEMPTIONS:**

Tabitha, Inc.

- 5) **ADJOURNMENT:**

**IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL
CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER
PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE
MAY ACCOMMODATE YOUR NEEDS.**